

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OEC 0.9 2003 CASE NO.: CM-1015 US NATC 1700

Se Application of:

KIERAN O'HARE

APPLICATION NO.: 09/681,973

GROUP ART UNIT: 1771

FILED: JULY 2, 2003

EXAMINER: JOHN J. GUARRIELLO

FOR: TWO-IN-ONE SHOE COMPONENT

PETITION TO RESET SHORTENED STATUTORY PERIOD FOR RESPONSE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is a petition under 37 CFR 1.181 (or 37 CFR 1.182 if more appropriate) to have the shortened statutory period reset for response to an office action in the subject application. The office action had a mailing date of June 25, 2003. However, the office action was not received in the DuPont company mail. This fact came to my attention on or about October 29, 2003 when I was reviewing a corresponding foreign file. When I reviewed the file of the subject application, I then noted that an office action had not been received even though an IDS had been filed on February 13, 2002. I then checked the PAIRS system and contacted the Examiner, John Guarriello, who faxed a copy of the office action to me on October 31, 2003.

-A-copy of my case docket that shows the action-required and the due date for the period when the subject application would have been due is enclosed. That is, if the office action for the subject application had been received at DuPont, it would appear on my docket with a due date of September 25, 2003, reflecting the shortened statutory period for an office action mailed on June 25, 2003. I have filed

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concurrently a response to the office action and also a petition for a two-month extension of time. Appropriate relief is respectfully sought in the form of resetting the shortened statutory period and/or crediting deposit account 04-1928 for DuPont in the amount of the fee for the two-month extension of time.

Respectfully submitted,

FREDERICK D. STRICKLAND ATTORNEY FOR APPLICANT **REGISTRATION NO.39,041**

TELEPHONE: 302-892-7940 FACSIMILE: 302-892-7343

11/25/03

FDS:fgl **Enclosures**

AGENDA FOR FREDERICK D. STRICKLAND

Date: 11/10/2003

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Period from 06/05/2003 to 12/10/2003

File	Event	Deadline	Performed	Att.	Filling number	Comments &
SS3240/WO/PCT	Optional Article 19 Amendment Due 06/10/2003 [PCT]	06/10/2003		FDS	PCT/US02/40402	Cho Chi
SS3210/WO/PCT	Optional Article 19 Amendment Due [PCT]	06/16/2003		FDS	PCT/US02/40128	30 vicinia 100
SS3255/WO/PCT	Optional Article 19 Amendment Due [PCT]	06/23/2003		FDS	PCT/US02/41449	
CM1015/CN/PCT	Request for Examination	07/06/2003		FDS	01812198.5	
CH2636/AU/PCT	Request for Examination	07/14/2003		FDS	84007/98	
CH2636/CA/PCT	Request for Examination	07/14/2003		FDS	2291769	•
SS3070/	Foreign Filing Instructions to PRC	07/19/2003		FDS		
CH2418/EP/EPT	Response to Agent (Actual)	07/29/2003		FDS	96945580.7	ORAL PROCEEDINGS
TK3750/	Foreign Filing Instructions to PRC	08/18/2003		FDS		
CH2739/	Foreign Filing Instructions to PRC	08/23/2003		FDS		
CH2747/	Foreign Filing Instructions to PRC	08/23/2003		FDS		
SS3265/WO/PCT1	Optional Article 19 Amendment Due [PCT]	09/22/2003		FDS	PCT/US03/11897	
SS3275/WO/PCT	Written Opinion Response Due	09/25/2003		FDS	PCT/US02/30985	
TK3450/CA/PCT	Response to Agent (Actual)	09/26/2003	,	FDS	2376499	FILING PARTICULARS.
SS3265/WO/PCT1	Demand Instructions to PRC	10/15/2003		FDS	PCT/US03/11897	
CM1010/EP/EPT	Response to Agent (Actual)	10/19/2003		FDS	00926081.1	
CH2820/	Paris Convention Deadline	10/21/2003		FDS		
TK3365/US/DIV	Status Request	10/30/2003		FDS	10/135788	R
SS3265/WO/PCT1	Demand Deadline	11/15/2003		FDS	PCT/US03/11897	E DEC C
LP5355/	Foreign Filing Instructions to PRC	11/18/2003		FDS		CE: 0
LP5355/US/PRV	Provisional Conversion Reminder	11/18/2003		FDS	60/455674	9 2 70
SS3070/	Paris Convention Deadline	11/19/2003		FDS		/E & O
SS3325/	Foreign Filing Instructions to PRC	11/21/2003		FDS		D
SS3325/US/PRV	Provisional Conversion Reminder	11/21/2003		FDS	60/456481	
CM1010/US/NA	Appeal Brief Due	11/23/2003		FDS	09/551075	
SS2945/CN/PCT	Response to Agent (Actual)	11/23/2003		FDS	99814843.1	request for reexamination no extension of time
SS3255/TH/NA	Response to Agent (Actual)	11/25/2003		FDS	078998	FEE DUE

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Date: 11/10/2003

AGENDA FOR FREDERICK D. STRICKLAND

Period from 06/05/2003 to 12/10/2003

File	Event	Deadline	Performed	Att.	Filling number	Comments
SS2730/JP/DIV	Response to Agent (Actual)	12/02/2003		FDS	268917/01	THREE MONTHS EXTENDIBLE
TK3370/US/PCT	Information Disclosure Statement	12/02/2003		FDS	10/415636	
TK3550/US/PCT	Information Disclosure Statement	12/04/2003		FDS	10/415563	t.
SS2800/JP/PCT	Response to Agent (Actual)	12/09/2003		FDS	506448/95	Extendible by three months
SS2810/JP/PCT	Response to Agent (Actual)	12/09/2003		FDS	504103/95	Extensible by three months upon request